
From: Waye, Don
To: Hall, Lynda
Sent: 1/30/2015 9:05:56 AM
Subject: RE: Heads-up: EPA and NOAA to disapprove Oregon's coastal nonpoint program today

Non-Responsive

From: Hall, Lynda
Sent: Friday, January 30, 2015 8:41 AM
To: janastasio@acwa-us.org
Cc: skirsch@acwa-us.org; Wall, Tom; Waye, Don
Subject: Heads-up: EPA and NOAA to disapprove Oregon's coastal nonpoint program today

Hello Julia,

I want to make you aware that EPA, along with NOAA, are making a decision today to jointly disapprove Oregon's coastal nonpoint pollution control program under Section 6217 of the Coastal Zone Act Reauthorization Amendments (CZARA). This decision will be announced in the Federal Register in the next week or so.

As background, coastal states that participate in the National Coastal Zone Management Program are required to develop a coastal nonpoint program designed to prevent and control polluted runoff in coastal waters. While Oregon made significant progress on meeting many of the requirements, NOAA and EPA found that Oregon did not satisfy the program requirements related to forestry.

The decision is being taken to fulfill the requirement of a lawsuit settlement agreement and follows a December 2013 EPA/NOAA proposed decision to find that Oregon has not submitted a fully approvable coastal nonpoint program. The agencies are committed to continuing to work closely with Oregon towards a fully approvable program and are pleased that Oregon has expressed commitment to move in this direction. The efforts the state makes to meet its CZARA requirements will also be valuable for the recovery of coho salmon.

The CZARA statute provides for NOAA and EPA to withhold a portion of funding under Section 306 of the Coastal Zone Management Act and Section 319 of the Clean Water Act, respectively, when a finding is made that a state has not submitted a fully approvable program. NOAA and EPA will be discussing with

the State how and when this would apply to Oregon and how to chart a path forward that achieves an approvable program at the earliest possible date.

Additional information, including the decision document developed by NOAA and EPA, the federal agencies' response to comments, and other documents related to the Oregon decision will be available later today at <http://coast.noaa.gov/czm/pollutioncontrol/#Oregon>

Please don't hesitate to contact me with any questions or if you would like a briefing on this topic. As timing would have it, I am out of the office next week. In my absence feel free to contact Tom Wall, Director, Assessment and Watershed Protection Division, or Susan may contact Don Waye, both cc'd here.

Regards,
Lynda

Lynda Hall, Chief
Nonpoint Source Control Branch
EPA Headquarters
(202) 566-1210